

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

<b>Pyrotek, Inc.,</b>	:	<b>Civil Action No.: 05-CV-1891 DCN</b>
	:	
<b>Plaintiff,</b>	:	<b>Honorable Judge Donald C. Nugent</b>
	:	
<b>v.</b>	:	<b>Magistrate Judge Hemann</b>
	:	
<b>Molten Metal Equipment</b>	:	
<b>Innovations, Inc.,</b>	:	
	:	
<b>Defendant.</b>	:	<hr/>

**STIPULATION OF DISMISSAL BETWEEN PLAINTIFF AND DEFENDANT**

WHEREAS, Plaintiff Pyrotek, Inc. (“Pyrotek”) and Defendant Molten Metal Equipment Innovations, Inc. (“MMEI”) have entered into a Settlement Agreement effective February 23, 2006;

NOW, THEREFORE, Pyrotek and MMEI stipulate, subject to approval of the Court, that:

1. Pyrotek’s complaint against MMEI is dismissed in its entirety with prejudice subject to the terms of The Settlement Agreement.
2. MMEI’s counterclaims in their entirety are dismissed with prejudice subject to the terms of the Settlement Agreement.
3. Each party shall bear its own attorney’s fees, expenses and costs.

STIPULATED AND AGREED TO THIS 2<sup>ND</sup> DAY OF MARCH 2006:

/s/ Steven M. Auvil

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Attorneys for Defendant

Molten Metal Equipment Innovations, Inc.

So ORDERED and SIGNED this \_\_\_\_ day of \_\_\_\_\_, 2006.

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Judge Donald C. Nugent  
United States District Court Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on March 2, 2006 a copy of the foregoing **STIPULATION OF DISMISSAL BETWEEN PLAINTIFF AND DEFENDANT** was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Steven M. Auvil

Attorney for Plaintiff